



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Yung Ku Lee

Application No.: 09/401,167

Filing Date: September 21, 1999

For: **ELECTRONIC FEVER
THERMOMETER**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Group Art Unit: 2859

Examiner: Gail Kaplan Verbitsky

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited as first class mail with the United States Postal Service on this date July 23, 2004, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: July 23, 2004

By:

Magdalena Blackmer
Magdalena Blackmer

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicants submit herewith patents, publications or other information (attached hereto and listed on the attached Form PTO-1449) of which they are aware pursuant to their duty of disclosure in accordance with 37 C.F.R. § 1.56.

This Information Disclosure Statement:

- (a) ☐ accompanies the new patent application submitted herewith.
- (b) ☐ is filed within three months after the filing date of the application or within three months after the date of entry of the national stage of a PCT application as set forth in 37 C.F.R. § 1.491. 37 C.F.R. § 1.97(b)(1) and (2).
- (c) ☐ as far as is known to the undersigned, is filed before the mailing date of a first Office action on the merits. 37 C.F.R. § 1.97(b)(3).
- (d) ☐ as far as is known to the undersigned, is filed before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. 37 C.F.R. § 1.97(b)(4).
- (e) ☐ is filed after the first office action and more than three months after the application's filing date or PCT national stage date of entry filing but, as far as is known to the undersigned, prior to the mailing date of any of a final rejection, a notice of allowance, or an action that otherwise closes prosecution in the application, whichever occurs first, and is accompanied by either the fee set forth in 37 C.F.R. § 1.17(p) or a certification as specified in 37 C.F.R. § 1.97(e), as checked below. 37 C.F.R. § 1.97(c).

- (f) ☒ is filed after the mailing date of any of a final rejection, a notice of allowance, or an action that otherwise closes prosecution in the application, whichever occurs first, and is accompanied by the fee set forth in 37 C.F.R. § 1.17(i)(1).

[If either of boxes (e) or (f) are checked above, the following "certification" under 37 C.F.R. § 1.97(e) may need to be completed.] The undersigned certifies that:

- ☐ Each item of information contained in the information disclosure statement was cited in a communication mailed from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.
- ☐ No item of information contained in this information disclosure statement was cited in a communication mailed from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this information disclosure statement.

A list of the patent(s) or publication(s) is set forth on the attached Form PTO-1449 (Modified).

A copy of the items on PTO-1449 is supplied herewith:
☒ each ☐ none ☐ only those listed below:

Those patent(s) or publication(s) which are marked with an asterisk (*) in the attached PTO form 1449 are not supplied because they were previously cited by or submitted to the Office in a prior application Serial No. _____ filed _____ and relied upon in this application for an earlier filing date under 35 U.S.C. § 120.

A concise explanation of relevance of the items listed on PTO-1449 is:

- ☒ not given
- ☐ given for each listed item
- ☐ given for only non-English language listed item(s) [Required]
- ☐ is in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references.

The Examiner is reminded that a "concise explanation of the relevance" of the submitted prior art "may be nothing more than identification of the particular figure or paragraph of the patent or publication which has some relation to the claimed invention," MPEP § 609.

Pursuant to 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made. Furthermore, pursuant to 37 C.F.R. § 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in this statement is, or is considered to be, material to patentability, as defined in 1.56(b). The filing of this Information Disclosure Statement is not intended to constitute an admission

that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

The Examiner is respectfully requested to consider the listed references.

Respectfully submitted,

DERGOSITS & NOAH LLP

Dated: July 23, 2004

By: 

Geoffrey T. Staniford
Reg. No. 43,151

Please send all correspondence to:

Dergosits & Noah LLP
Four Embarcadero Center, Suite 1450
San Francisco, California 94111
(415) 705-6377



FORM PTO-1449 (Modified) (Rev. 7-80)		U.S. Dept. of Commerce Patent and Trademark Office		Atty. Docket No: 481.05		Appl. No: 09/401,167	
LIST OF REFERENCES CITED BY APPLICANT				Applicant: Yung Ku Lee			
(Use several sheets if necessary)				Filing Date: September 21, 1999			
U.S. PATENT DOCUMENTS							
Examiner Initials		Document Number	Date	Name	Class	Subclass	Filing Date
	AI	US 4,044,614	8/30/1977	Paul Beckman	73	371	10/8/1975
FOREIGN PATENT DOCUMENTS							
		Document Number	Filing Date	Country	Class	Subclass	Translation Yes No
	BA	GB 2148010 A	5/22/1985	Hideo Ishizaka, Mineo Hanawa	G01K7	00	X
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)							
	CA	Chinese Patent Office Search Report					
	CB						
Examiner				Date Considered			
* Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							



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July 23, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application No.: 09/401,167
Our File No: 481.05

Dear Sir:

Enclosed for filing is a Supplemental Information Disclosure Statement, along with the 3 references, and a check in the amount of \$180.00.

The Commissioner is hereby authorized to charge any additional fees or credit overpayment to our Deposit Account No. 04-0822.

Very truly yours,

DERGOSITS & NOAH LLP


Geoffrey T. Staniford

Enclosures

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited as first class mail with the United States Postal Service on this date July 23, 2004, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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